1 2 3 4 5 6 UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON 7 AT SEATTLE 8 9 No. 2:22-cv-01466-RSM PROGRESSIVE DIRECT **INSURANCE** COMPANY, a foreign insurance company; STIPULATION AND ORDER OF 10 **VOLUNTARY DISMISSAL OF** Plaintiff, **DEFENDANTS LANCE PETKOVITZ** 11 AND LAURIE J. MURRAY v. 12 DANIEL J. ANDREW and "JANE DOE" ANDREW, individually and as a marital 13 community; LANCE PETKOVITS LAURIE J. MURRAY, as joint personal 14 representatives of the Estate of Katherine E. Petkovits; 15 Defendants. 16 17 Progressive Direct Insurance Company (hereinafter "Progressive") and Defendants Lance 18 Petkovits and Laurie J. Murray hereby agree and stipulate as follows: 19 Mr. Petkovits and Ms. Murrary agree to be bound by any coverage decision made 1. 20 by the Court and/or jury in this action, or a higher court if an appeal is made. Mr. Petkovitz 21 and Ms. Murray acknowledges and agrees that they have been provided with the 22 opportunity to consult with counsel and that her representatives have signed this Stipulation 23 free from any duress or undue influence on the part of Progressive. 24 LETHER LAW GROUP STIPULATION AND ORDER OF VOLUNTARY 1848 Westlake Avenue N. Ste. 100

DISMISSAL OF DEFENDANTS LANCE PETKOVITS AND LAURIE J. MURRAY – 1

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1	2. In consideration of this agreement, Progressive agrees to dismiss Lance Petkovits
2	and Laurie J. Murray as a party defendant from its Complaint, without prejudice, and
3	without fees or costs to either party.
4	DATED this 9th day of March, 2023.
5	
6	LETHER LAW GROUP MORGAN & KOONTZ PLLC
789	s/ Thomas Lether /s/ Mark E. Koontz Ryan Bisel, WSBA #58634 Mark E. Koontz, WSBA #26212 Thomas Lether, WSBA #18089 2501 N Alder St 1848 Westlake Ave N., Suite 100 Tacoma, WA 98406 Seattle, WA 98109 Phone: (253) 761-4444
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12	Attorneys for Plaintiff
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24	LETHER LAW GROUP

STIPULATION AND ORDER OF VOLUNTARY DISMISSAL OF DEFENDANTS LANCE PETKOVITS AND LAURIE J. MURRAY – 2

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1 II. **ORDER** Based on the foregoing stipulation, it is hereby Ordered as follows: 2 1. Defendants Lance Petkovits and Laurie J. Murray will be bound by any decision or 3 ruling regarding coverage for claims arising from Progressive's litigation against 4 Progressive's policyholder Daniel Andrew under Progressive Policy 918705648 made by 5 the Court and/or jury in this action, or higher court if an appeal is made. 6 2. Defendants Lance Petkovitz and Laurie J. Murray are hereby DISMISSED as a 7 party defendant from Plaintiff's Complaint, without prejudice, and without fees or costs to 8 either party. 9 10 DATED this 9th day of March, 2023. 11 12 13 RICARDO S. MARTINEZ UNITED STATES DISTRICT JUDGE 14 15 16 17 Presented By: 18 LETHER LAW GROUP 19 s/ Thomas Lether 20 Ryan Bisel, WSBA #58634 Thomas Lether, WSBA #18089 21 1848 Westlake Ave N., Suite 100 Seattle, WA 98109 22 P: 206-467-5444 F: 206-467-5544 rbisel@letherlaw.com 23 tlether@letherlaw.com Attorneys for Plaintiff 24 LETHER LAW GROUP STIPULATION AND ORDER OF VOLUNTARY 1848 Westlake Avenue N. Ste. 100 DISMISSAL OF DEFENDANTS LANCE PETKOVITS AND SEATTLE, WASHINGTON 98109

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LAURIE J. MURRAY – 3

1 **CERTIFICATE OF SERVICE** 2 The undersigned hereby certifies under the penalty of perjury under the laws of the State 3 of Washington that on this date I caused to be served in the manner noted below a true and correct 4 copy of the foregoing on the following party(ies): 5 6 Mark E. Koontz Morgan & Koontz PLLC 2501 N Alder St Tacoma, WA 98406 8 Phone: (253) 761-4444 mark@morgankoontz.com Counsel for Defendants Lance Petkovits and Laurie J. Murray 10 11 By: [] First Class Mail [X] E-Service/Email [] Legal Messenger 12 DATED this 9th day of March, 2023 at Seattle, Washington. 13 14 /s/ Nico Schulz Nico Schulz | Paralegal 15 16 17 18 19 20 21 22 23 24 LETHER LAW GROUP

STIPULATION AND ORDER OF VOLUNTARY DISMISSAL OF DEFENDANTS LANCE PETKOVITS AND LAURIE J. MURRAY – 4

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